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2 IN THE UNITED STATES DISTRICT COURT
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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PHILIP LEO SANDS,)
Petitioner,) No. C 10-5315 CW
v.) ORDER TO SHOW
GENERAL OF THE STATE OF CALIFORNIA,) CAUSE
Respondents,

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12 Petitioner, a state prisoner, has filed this petition for
13 writ of habeas corpus pursuant to 28 U.S.C. § 2254. Good cause
14 appearing, the Court hereby issues the following orders:

15 1. The Clerk of the Court shall serve a copy of this Order
16 and the petition and all attachments thereto upon Respondents and
17 Respondents' attorney, the Attorney General of the State of
18 California.

19 2. Respondents shall file with this Court and serve upon
20 Petitioner and his attorney within sixty (60) days of the issuance
21 of this Order, an Answer conforming in all respects to Rule 5 of
22 the Rules Governing Section 2254 Cases, showing cause why a writ
23 of habeas corpus should not be issued. Respondents shall file
24 with the Answer a copy of all portions of the relevant state
25 records that have been transcribed previously and that are
26 relevant to a determination of the issues presented by the
27 petition.

28 3. If Petitioner wishes to respond to the Answer, he shall

1 do so by filing a Traverse with the Court and serving it on
2 Respondent within thirty (30) days of his receipt of the Answer.
3 Should Petitioner fail to do so, the petition will be deemed
4 submitted and ready for decision sixty (60) days after the date
5 Petitioner is served with Respondent's Answer.

6 4. Respondents may file a motion to dismiss on procedural
7 grounds in lieu of an Answer, as set forth in the Advisory
8 Committee Notes to Rule 4 of the Rules Governing Section 2254
9 Cases. If Respondents file such a motion, Petitioner shall file
10 with the Court and serve on Respondents an opposition or statement
11 of non-opposition to the motion within thirty (30) days of receipt
12 of the motion, and Respondents shall file with the Court and serve
13 on Petitioner and his attorney a reply within fifteen (15) days of
14 receipt of any opposition.

15 5. Extensions of time are not favored, though reasonable
16 extensions will be granted. Any motion for an extension of time
17 must be filed no later than ten (10) days prior to the deadline
18 sought to be extended.

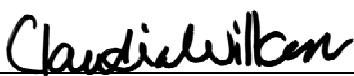
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20 IT IS SO ORDERED.

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22 DATED: 12/1/2010

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CLAUDIA WILKEN
United States District Judge

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